



PTO/SB/01 (06-03)

Approved for use through 07/31/2003. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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|   |                               |               |
|---|-------------------------------|---------------|
| <b>DECLARATION FOR UTILITY OR<br/>DESIGN<br/>PATENT APPLICATION<br/>(37 CFR 1.63)</b><br><br><input type="checkbox"/> Declaration Submitted with Initial Filing      OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e))) | <b>Attorney Docket Number</b> | 112-0122US    |
|   | <b>First Named Inventor</b>   | Venkat Rangan |
|   | <b>COMPLETE IF KNOWN</b>      |               |
|   | <b>Application Number</b>     | 10/695,408    |
|   | <b>Filing Date</b>            | 10/28/2003    |
|   | <b>Art Unit</b>               |               |
|   | <b>Examiner Name</b>          |               |

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to my name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

APPARATUS AND METHOD FOR DATA MIGRATION IN A STORAGE PROCESSING DEVICE

the specification of which

(Title of the Invention)

☐

is attached hereto

OR

☒

was filed on (MM/DD/YYYY)

10/28/2003

as United States Application Number or PCT International

Application Number 10/695,408 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above:

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365 (a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application | Foreign Filing Date | Priority                 | Certified Copy Attached? |                          |
|---------------------------|---------------------|--------------------------|--------------------------|--------------------------|
|                           |                     |                          | YES                      | NO                       |
|                           |                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                           |                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                           |                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                           |                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## DECLARATION — Utility or Design Patent Application

Direct all correspondence to: ☒ Customer Number 29855 OR ☐ Correspondence address below

Name

Address

City

State

ZIP

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR :**

☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any]) Venkat

Family Name

or Surname Rangan

Inventor's  
Signature

*Venkat Rangan*

Date 3/8/2004

Residence: City San Jose

State CA

Country USA

Citizenship US

Mailing Address 5840 Gleneagles Circle

City San Jose

State CA

ZIP 95138

Country USA

**NAME OF SECOND INVENTOR:**

☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any]) Edward D.

Family Name

or Surname McClanahan

Inventor's  
Signature

*Edward D. McClanahan*

Date 3/8/04

Residence: City Pleasanton

State CA

Country USA

Citizenship US

Mailing Address 8173 Moller Ranch Drive

City Pleasanton

State CA

ZIP 94588

Country USA

☐ Additional inventors or a legal Representative are being named on \_\_\_\_\_ supplemental sheet(s) PTO/SB/02A or 02LR are attached

**DECLARATION****ADDITIONAL INVENTOR(S)**

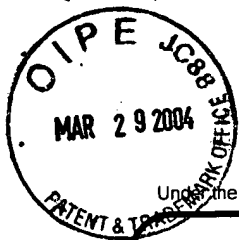
Supplemental Sheet

Page 3 of 3

|   |                           |   |                     |             |
|---|---------------------------|---|---------------------|-------------|
| <b>Name of Additional Joint Inventor, if any:</b> |                           | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                     |             |
| Given Name (first and middle [if any])            |                           | Family Name or Surname  |                     |             |
| Michael B.  |                           | Schmitz   |                     |             |
| Inventor's Signature                              | <i>Michael B. Schmitz</i> |   | Date <i>2/21/04</i> |             |
| Residence: City                                   | Oakland                   | State   | CA                  | Country USA |
| Mailing Address                                   | 1010 Mountain Blvd.       |   |                     |             |
| Mailing Address                                   |                           |   |                     |             |
| City  | Oakland                   | State   | CA                  | Country USA |
| <b>Name of Additional Joint Inventor, if any:</b> |                           | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                     |             |
| Given Name (first and middle [if any])            |                           | Family Name or Surname  |                     |             |
|   |                           |   |                     |             |
| Inventor's Signature                              |                           |   | Date                |             |
| Residence: City                                   |                           | State   |                     | Country     |
| Mailing Address                                   |                           |   |                     |             |
| Mailing Address                                   |                           |   |                     |             |
| City  |                           | State   |                     | Country     |
| <b>Name of Additional Joint Inventor, if any:</b> |                           | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                     |             |
| Given Name (first and middle [if any])            |                           | Family Name or Surname  |                     |             |
|   |                           |   |                     |             |
| Inventor's Signature                              |                           |   | Date                |             |
| Residence: City                                   |                           | State   |                     | Country     |
| Mailing Address                                   |                           |   |                     |             |
| Mailing Address                                   |                           |   |                     |             |
| City  |                           | State   |                     | Country     |

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PTO/SB/81 (06-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**POWER OF ATTORNEY and  
CORRESPONDENCE  
ADDRESS INDICATION FORM**

|                        |               |
|------------------------|---------------|
| Application Number     | 10/695,408    |
| Filing Date            | 10/28/2003    |
| First Named Inventor   | Venkat Rangan |
| Art Unit               |               |
| Examiner Name          |               |
| Attorney Docket Number | 112-0122US    |

I hereby appoint:

☒ Practitioners at Customer Number  
**OR**

29855

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
|      |                     |
|      |                     |
|      |                     |
|      |                     |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.**OR**☐ The address associated with Customer Number:**OR**☐ Firm or  
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name

Signature

Date

Telephone

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple

☐ \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2



**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Venkat Rangan

Application No./Patent No.: 10/695,408 Filed/Issue Date: 10/28/2003

Entitled: **Apparatus and Method for Data Migration in a Storage Processing Device**

Brocade Communications Systems, Inc., a Delaware corporation

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A. [ ] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. [ ] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet.

[ ] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

3/17/2004  
Date  
408-333-5410  
Telephone number

MARK COCHRAN  
Typed or printed name  
[Signature]  
Signature  
VICE PRESIDENT ; GENERAL COUNSEL  
Title